

ORIGINAL TO GENERAL FILES

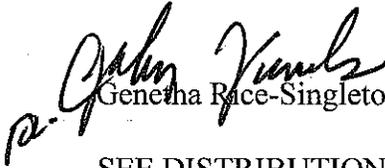
**DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA**

INTERDEPARTMENT CORRESPONDENCE

FILE P. I. No. 0007592, Newton County
CSHPP-0007-00(592)
Yellow River Multi-Use Trail

OFFICE Preconstruction

DATE September 8, 2008

FROM  Genetha Race-Singleton, Assistant Director of Preconstruction

TO SEE DISTRIBUTION

SUBJECT APPROVED PROJECT CONCEPT REPORT

Attached for your files is the approval for subject project.

Attachment

DISTRIBUTION:

Brian Summers
Glenn Bowman
Ken Thompson
Michael Henry
Keith Golden
Angela Alexander
Paul Liles
Tony Collins
George Brewer
Vonda Everett
BOARD MEMBER

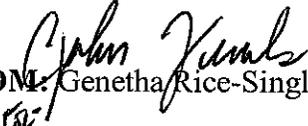
**DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA**

INTERDEPARTMENTAL CORRESPONDENCE

FILE: P.I. No. 0007592, Newton County
CSHPP-0007-00(592)
Yellow River Multi-Use Trail

OFFICE: Preconstruction

DATE: August 11, 2008

FROM:  Genetha Rice-Singleton, Assistant Director of Preconstruction

TO:  Gerald M. Ross, P.E., Chief Engineer

SUBJECT: *PROJECT CONCEPT REPORT*

This project is the Yellow River Multi-Use Trail which will provide a non-motorized travel alternative for the residents and visitors to Newton County. The proposed trail will intersect the existing Turner Park Trail, thereby connecting these neighborhoods to schools, churches and downtown Porterdale.

The construction proposes a 10' wide concrete shared-use path from the southern terminus of Turner Park Trail to a point 740' north of Orange Place in Porterdale. The project begins 850' west of the intersection of Melody Circle and Rhett Lane in Covington, Georgia. The trail meanders southwest, crossing a newly constructed subdivision road, then continues south to the first of two Yellow River crossings. The trail passes under Brown Bridge Road within the sanitary sewer easement, then veers west, onto the Newton County High School Property. The trail runs adjacent to the High School track then back into the sanitary sewer easement before approaching the second Yellow River crossing into Porterdale. Once across the river, the trail follows along the south side of the Yellow River for an additional 0.25 mile to a point 740' north of Orange Place in Porterdale where it will connect with the multi-use trail being developed to complete the trail to the historic depot in Porterdale [Project TE-0004-00(709)].

Environmental concerns include requiring a Categorical Exclusion be prepared; a Public Information Open House will be held; Time saving procedures is appropriate.

The estimated costs for this project are:

	<u>PROPOSED</u>	<u>APPROVED</u>	<u>FUNDING</u>	<u>PROG DATE</u>
Construction (includes E&C)	\$ 909,000	\$ 740,625	LY10	2009
Right-of-way & Utilities	Local	Local	Local	Local

*Newton County signed PFA for utilities, 20% PE/100% over \$93,750 & 20% construction/100% over \$843,750

P.I. No. 0007592, Newton County

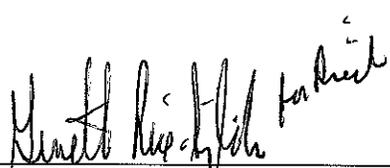
Page 2

August 11, 2008

I recommend this project concept be approved.

GRS: JDQ
Attachment

CONCUR

Handwritten signature of Todd I. Long in cursive script.

Todd I. Long, P.E., Director of Preconstruction

APPROVED

Handwritten signature of Gerald M. Ross in cursive script.

Gerald M. Ross, P.E., Chief Engineer

PRECONSTRUCTION STATUS REPORT FOR PI:0006889,323005-,0007592,0002861,752075-,0006723

PROJ ID: 0007592
COUNTY: Newton
LENGTH (MI): 0.00
PROJ NO.: CSHPP-0007-00(592)
PROJ MGR: Everett, Vonda
OFFICE: District 2
CONSULTANT: Local Design, Local PE funds
SPONSOR: Newton County
DESIGN FIRM: Street Smarts /Transportation Consulting mda, Inc.

MGMT LET DATE:
MGMT ROW DATE:
SCHED LET DATE:
WHO LETS?: GDOT Let
LET WITH:

DOT DIST: 2
CONG. DIST: 7, 8
BIKE: E
MEASURE: N
BRIDGE SUFF:
NEEDS SCORE:

MPO: Atlanta TMA, Not Urban
TIP #: NE-075
MODEL YR: 2010
TYPE WORK: Sidewalks
CONCEPT: ENHANCEMENT
PROG TYPE: Enhancement
BOND PROJ:

SCHED START	SCHED FINISH	ACTIVITY	ACTUAL START	ACTUAL FINISH	%
8/25/2008	8/25/2008	Concept Meeting	7/7/2008		97
8/26/2008	11/17/2008	Management Concept Approval Complete			0
11/18/2008	1/22/2009	Environmental Approval			0
11/17/2008	11/17/2008	R/W Acquisition			0
		Final Design			0

PROGRAMMED FUNDS						
Phase	Approved	Proposed	Cost	Fund	Status	Date Auth
PE	2008	2008	93,750.00	HY10	AUTHORIZED	5/28/2008
CST	2009	2009	740,625.00	LY10	PREGST	

STIP AMOUNTS	
Phase	Cost
PE	93,750.00
CST	843,750.00

PE Cost Estimate Amt: Date: 10/20/2005
ROW Cost Estimate Amt: Date:
Utility Cost Estimate Amt: Date:
Latest CST Cost Estimate Amt: Date: 10/20/2005

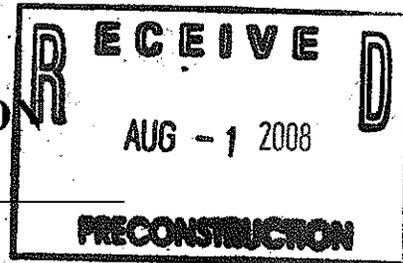
District Comments
3/5/08 Met with Co and Streetsmarts to discuss conc 7/7/08 Conc Mig at Courthouse at 10:30 a.m.

Bridge: NO BRIDGE REQUIRED
LGPA: PFA SGN NEWTON DO UTIL/20% PE/100% PE OVER \$93,750 & 20% CST/100% OVER \$843,750
 10-24-06
EMG: SIDEWALKS ENHANCEMENT

Prel. Parcel CT: Total Parcel in ROW System: Cond. Filled: N/R
Under Review: Options - Pending: Relocations:
Released: Condemnations- Pend: Acquired:

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

INTERDEPARTMENT CORRESPONDENCE



FILE: P.I. No. 0007592

OFFICE: Environment/Location

PROJECT No. CSHPP-0007-00(592) / NEWTON
County

DATE: 7/31/08

Yellow River Trail in Newton County

FROM: 
Glenn Bowman, P.E., State Environmental/Location Engineer
TO: Genetha Rice-Singleton, Assistant Director of Preconstruction
SUBJECT: PROJECT CONCEPT REPORT REVIEW

The Concept Report for the above project has been reviewed and appears satisfactory subject to the following comments:

1. One known archaeological site is located near the project crossing of Brown's Bridge Road and the Yellow River. However, most of the project is located in a high site probability area for archaeological resources. Any impacts to the National Register eligible archaeological resources will require Phase II testing and Phase III mitigation, requiring an extension of the Environmental schedule and increased cost.
2. Due to the location of the trail, verification is needed for the 404 permit type. Regardless of the type, the two (2) months indicated in the report to obtain the permit is inadequate.
3. Newton County is in the non-attainment area for both ozone and PM2.5. The concept report states that it is not.
4. Since the project follows a stream bank, a stream buffer variance may be necessary. If needed, four (4) to six (6) months should be allowed to obtain the SBV.
5. The proposed project is anticipated to impact wetlands and streams which would require a Section 404 permit and appropriate mitigation. Since the Locals are responsible for the ROW and mitigation credits are purchase with ROW funding, the Locals would be responsible for any required mitigation.

If you have any questions, please contact Glenn Bowman at (404) 699-4401.

GB:lc

cc: Brian Summers
Jamie Simpson
Keith Golden
Angela Alexander
Tony Collins
Paul Liles

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA
DISTRICT TWO - TENNILLE

PROJECT CONCEPT REPORT

PROJECT NUMBER: CSHP-0007-00(592)

County: Newton

Project P.I. Number: 0007592

Federal Route Number: N/A State Route Number: N/A

YELLOW RIVER TRAIL IN NEWTON COUNTY

[see page 2 for location sketch]

Recommendation for Approval:

Date: 7-15-08

Vandae Everest
Project Manager

Date: 7/18/08

Anthony J. Collins
District Engineer

This concept as presented herein and submitted for approval is consistent with that which is included in the Regional Transportation Program (RTP) and/or the State Transportation Program (STP).

Date: _____

State Transportation Planning Administrator

Date: _____

State Transportation Financial Management Administrator

Date: 7/31/08

He Bon
State Environmental/Location Engineer

Date: _____

State Operations Engineer

Date: _____

District Engineer

Date: _____

State Project Review Engineer

Date: _____

Bridge Design

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA
DISTRICT TWO - TENNILLE

PROJECT CONCEPT REPORT

PROJECT NUMBER: CSHPP-0007-00(592)

County: Newton

Project P.I. Number: 0007592

Federal Route Number: N/A State Route Number: N/A

YELLOW RIVER TRAIL IN NEWTON COUNTY

[see page 2 for location sketch]

Recommendation for Approval:

Date: 7-15-08

Vonda S. Everett
Project Manager

Date: 7/18/08

Anthony J. Collins
District Engineer

This concept as presented herein and submitted for approval is consistent with that which is included in the Regional Transportation Program (RTP) and/or the State Transportation Program (STIP).

Date: _____

State Transportation Planning Administrator

Date: _____

State Transportation Financial Management Administrator

Date: _____

State Environmental Location Engineer

Date: 8-6-08

Heidi Selt
State Operations Engineer

Date: _____

District Engineer

Date: _____

State Project Review Engineer

Date: _____

Bridge Design

**DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA**

INTERDEPARTMENT CORRESPONDENCE

FILE CSHP-0007-00 (592) Newton **DATE** July 15, 2008
P.I. No. 0007592

FROM Vonda L. Everett, District Planning & Programming Engineer

TO Genetha Rice-Singleton, Assistant Preconstruction Director

SUBJECT PROJECT CONCEPT REPORT

Attached is the original copy of the Concept Report for your further handling for approval in accordance with the Plan Development Process (PDP).

If additional information is needed, please contact me at (478) 552-4631.

vle

Attachment (PDF file)

Distribution: Johnny Quarles
Glenn Bowman
Keith Golden
Angela Alexander
Jamie Simpson
Paul Liles
Tony Collins

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA
DISTRICT TWO - TENNILLE

PROJECT CONCEPT REPORT

PROJECT NUMBER: CSHPP-0007-00(592)

County: Newton

Project P.I. Number: 0007592

Federal Route Number: N/A State Route Number: N/A

YELLOW RIVER TRAIL IN NEWTON COUNTY

[see page 2 for location sketch]

Recommendation for Approval:

Date: 7-15-08

Vanda S. Everett
Project Manager

Date: 7/18/08

Anthony J. Collins
District Engineer

This concept as presented herein and submitted for approval is consistent with that which is included in the Regional Transportation Program (RTP) and/or the State Transportation Program (STIP).

Date: _____

State Transportation Planning Administrator

Date: _____

State Transportation Financial Management Administrator

Date: _____

State Environmental/Location Engineer

Date: _____

State Operations Engineer

Date: _____

District Engineer

Date: _____

State Project Review Engineer

Date: _____

Bridge Design

Need and Purpose: The off-road trail will provide a safe route for children and adults from the trails at Turner Lake Park and Porterdale to the Newton County Educational Complex. The trail will encourage walking and bicycling, and educate the public concerning the beauty and value of riparian buffers and clean water. Newton County, the City of Covington, Newton County Trails-Path Inc. (Newton Trails), Newton County Recreation Department, Newton County Water and Sewer Authority, and interested citizens came together in 2003 to refine and prioritize the Newton Trails Master Plan. Since that time, with the aid of TE funding, the City of Covington and Newton County partnered to complete a two-mile section of sidewalks and bike lanes. Newton Trails completed a model off-road, paved trail section (2/3 mile) beginning at the Old Church in historic Oxford. The Turkey Creek/Yellow River Multi-Use Trail will expand this system and be a key element of the Newton Trails Master Plan.

Description of the proposed project: This 2-mile multi-use trail will begin within the sewer easement along Turkey Creek, approx. 0.60 miles from the end of the existing walking trail which begins in Turner Park. The trail is aligned along the banks of Turkey Creek, then crosses the Yellow River, and follows the sewer easement to the Newton County High School property. From the High School property the trail will resume within the sewer easement along the Yellow River to another crossing into Porterdale, to end 0.25 miles along the south side along the banks of the Yellow River.

More specifically, the proposed project begins where a Land & Water Conservation funded project ends and is intended to be used for approximately 2 miles of new trail. The point of beginning is located 850 feet west of the intersection of Melody Circle SW and Rhett Lane SW in Covington, Georgia. The trail meanders southwest, crossing a newly constructed subdivision road, then continues south to the first of two Yellow River crossings. The trail passes under Brown Bridge within the sanitary sewer easement, then veers west, onto the Newton County High School property. The trail runs adjacent to the High School track then ties back into the sanitary sewer easement before approaching the second Yellow River crossing into Porterdale. Once across the river, the trail follows along the south side of the Yellow River, for an additional 0.25 miles to a point located roughly 740 feet north of Orange Place, in Porterdale, Georgia and is the end of this proposed project. Please see attached Exhibits 2 and 2A.

Project TE 0004 00(709) begins where the HPP proposed project ends.

Is the project located in a Non-Attainment area? No.

PDP Classification: Major Project () Minor Project (X)

Project Designation: Full Oversight () Exempt (X) State Funded () Other ()

Functional Classification: N/A

U.S. Route Number: N/A **State Route Number:** N/A

Traffic: N/A

Existing Design Features:

- Existing Sanitary Sewer Easement, 20' wide cleared. Surrounding area is a mix of pine and hardwood forest and hilly terrain.

Proposed Design Features:

- Proposed Typical Sections: 10-foot wide, two-way paved trail, 2-foot shoulders, grassed slopes will vary from 2:1 to 4:1.
- Proposed Design Speed: 15 mph
- Proposed Maximum Grade: 5% for the majority, plus 300 linear feet at 8% with landings with railings for handicap accessibility.
- Maximum Grade Allowable: 8%
- Proposed Minimum Radius: 25'
- Minimum Radius Allowable: No minimum
- Right of Way
 - Width: Varies 20-40 feet
 - Easements: Temporary () Permanent (X) Utility () Other ()
 - Type of access Control: Full () Partial () By Permit () Other (X)
 - Number of Parcels: 11
 - Number of Displacements:
 - Business: 0
 - Residences: 0
 - Mobile Homes: 0
 - Other: 0
- Structures: (1) Bridge approximately 140 feet long and 10 feet wide
(2) Bridges approximately 110 feet long and 10 feet wide
(3) Boardwalk, approx. 975 total linear feet by 10 feet wide
- Major intersections and interchanges: N/A
- Traffic control during construction: N/A
- Design Exceptions to controlling criteria anticipated:

	Undetermined	Yes	No
Horizontal Alignment			X
Roadway Width			X
Shoulder Width			X
Vertical Grades			X
Cross Slopes			X
Stopping Site Distance			X
Super Elevation Rates			X
Horizontal Clearance			X
Speed Design			X
Vertical Clearance			X
Bridge Width			X
Bridge Structural Capacity			X

- Design Variances: None
- Environmental Concerns: Stream Crossings, Wetland Area Crossings

- Level of Environmental Analysis:
 - Are Time Saving Procedures appropriate? Yes (X) No ()
 - Categorical Exclusion? Yes (X) No ()
- Utility Involvements:
 - Power/ Electrical - Snapping Shoals EMC, Georgia Power Co. (Distribution and Transmission), MEAG
 - Telephone - Bellsouth / AT&T
 - Water & Sewer - City of Covington
 - Water & Sewer - Newton County
 - Gas - Atlanta Gas Light
 - Cable - Media One

Project Responsibilities:

- Design – Street Smarts Inc.
- Right-of-Way Acquisition – Newton County
- Relocation of Utilities – Newton County
- Letting to Contract – Newton County
- Supervision of Construction – Newton County, Street Smarts, Inc. and GDOT
- Providing Material Pits – Contractor
- Providing Detours – Contractor

Coordination

- Initial Concept Meeting Date: March 5, 2008
- Concept meeting date: July 7, 2008
- P.A.R meetings, dates and results: None
- FEMA, USCG and/or TVA: FEMA
- Public Involvement: None
- Local Government Comments: None
- Other Projects in the area: TE 0004 00(709), TE 0008 00(186), STP00-000S-00(014)
- Other Coordination to date: None

Scheduling – Responsible Parties Estimate

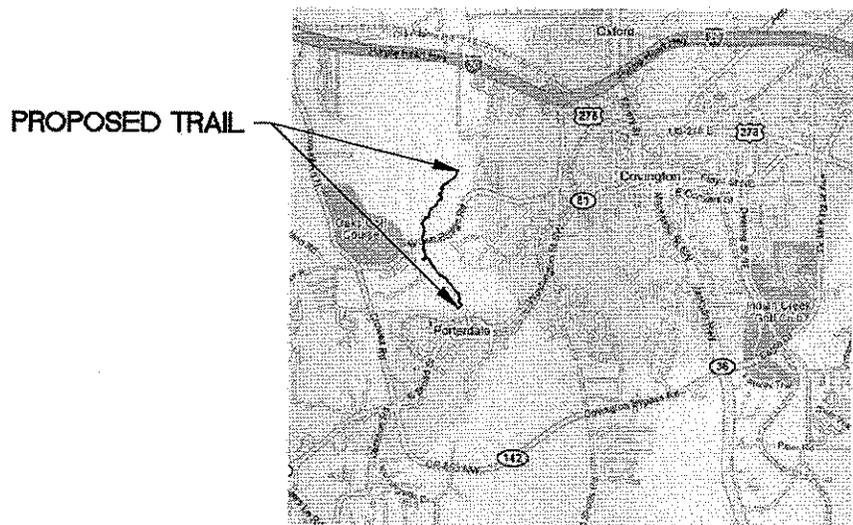
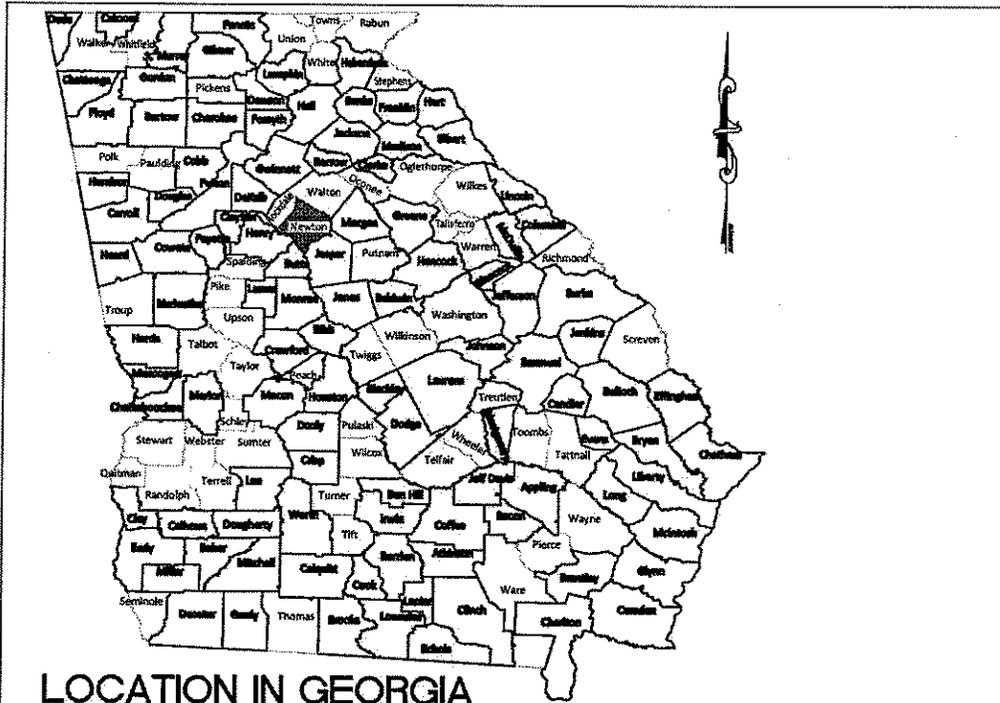
Time to complete environmental process: 9 months
 Time to complete preliminary construction plans: 2 month
 Time to complete right-of-way plans: 1 month
 Time to complete the Section 404 permit: ~~2 months~~ 6 MONTHS
 Time to complete final construction plans: 1 month
 Time to complete the purchase of right-of-way: 6 months
 List other major items that will affect the project schedule: None

Other Alternates Considered:

1. Not to Build

Attachments:

1. Location Maps – Location in Georgia and Location in Newton County
2. Funding Breakdown – Location in Newton County
- 2a. Enlargement of HPP Funding Limits
3. Newton County Topo Map
4. Typical Sections
5. Detailed Cost Estimate
6. Notice of Location and Design Approval
7. Project Agreement between State of Georgia and Newton County
8. Concept Report Meeting Minutes dated July 7, 2008



	3090 Premiere Parkway Suite 200 Duluth, Georgia 30097 Phone: 770-813-0882 Fax: 770-813-0688	GDOT PROJECT NO. CSHPP-0007-00(592), P.I.#0007592 GDOT PROJECT TITLE. YELLOW RIVER TRAIL IN NEWTON COUNTY	EXHIBIT 1
	DATE 5-30-08	PROJECT NO. 1571-524	SCALE: N.T.S.

LAND AND WATER CONSERVATION FUNDING IS INTENDED FOR UPGRADES TO THE EXISTING TURNER PARK TRAIL. ADDITIONALLY NEW TRAIL CONSTRUCTION WILL BEGIN WHERE THE EXISTING PAVEMENT ENDS, ADJACENT TO THE 'BOY SCOUT' BRIDGE. THE TRAIL WILL EXTEND 0.80 MILES AND RUN ALONG THE BANKS OF TURKEY CREEK, MOSTLY WITHIN THE LIMITS OF THE SANITARY SEWER EASEMENT.

CSHPP FUNDING BEGINS WITHIN THE SANITARY SEWER EASEMENT, AT A POINT ROUGHLY 850' WEST OF THE INTERSECTION OF MELODY CIRCLE SW. AND RHETT LANE SW.

EXISTING 'BOY SCOUT' BRIDGE

±850'

EXISTING TURNER PARK TRAIL

TRAIL CONTINUES SOUTH WEST ±0.30 MILES TO CROSS THE NEWLY CONSTRUCTED CLACKS ROAD SUBDIVISION.

TRAIL CONTINUES SOUTH ROUGHLY ±0.50 MILES AND CROSSES THE YELLOW RIVER.

TRAIL PASSES UNDER BROWN BRIDGE, CONTINUES ALONG THE SANITARY SEWER EASEMENT AND UP TO THE NEWTON COUNTY HIGH SCHOOL PROPERTY. THE TRAIL RUNS ADJACENT TO THE HIGH SCHOOL TRACK, THEN BACK INTO THE EXISTING SANITARY SEWER EASEMENT SOUTHEAST ROUGHLY ±0.90 MILES TO CROSS THE YELLOW RIVER A SECOND TIME.

NEWTON COUNTY HIGH SCHOOL

TRAIL CONTINUES ALONG THE SOUTH SIDE OF THE YELLOW RIVER AN ADDITIONAL 0.25 MILES TO THE END OF CSHPP FUNDING, ROUGHLY 740 FEET NORTH OF THE END OF ORANGE PLACE, IN PORTERDALE.

±740'

HISTORIC DEPOT WELCOME CENTER

TRANSPORTATION ENHANCEMENT FUNDING STARTS WHERE CSHPP FUNDING ENDS, FOLLOWS THE YELLOW RIVER AND COMPLETES THE TRAIL AT THE HISTORIC DEPOT IN PORTERDALE.

PROJECT FUNDING LIMITS



3090 Premiere Parkway
Suite 200
Duluth, Georgia 30097
Phone: 770-813-0882
Fax: 770-813-0688

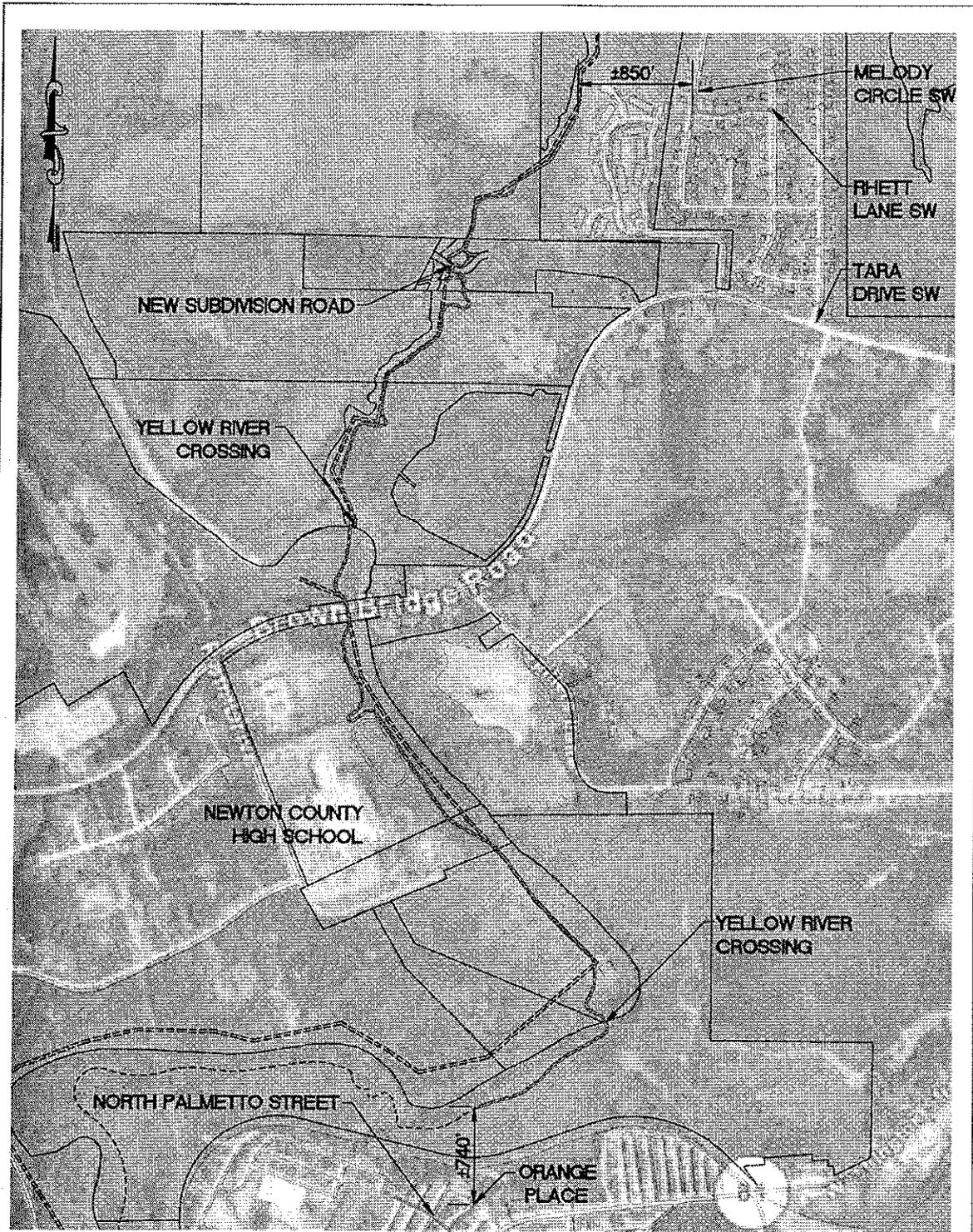
GOVT PROJECT NO.
CSHPP-0007-00(592), P.I.#0007592

EXHIBIT

GOVT PROJECT TITLE:
YELLOW RIVER TRAIL IN NEWTON COUNTY

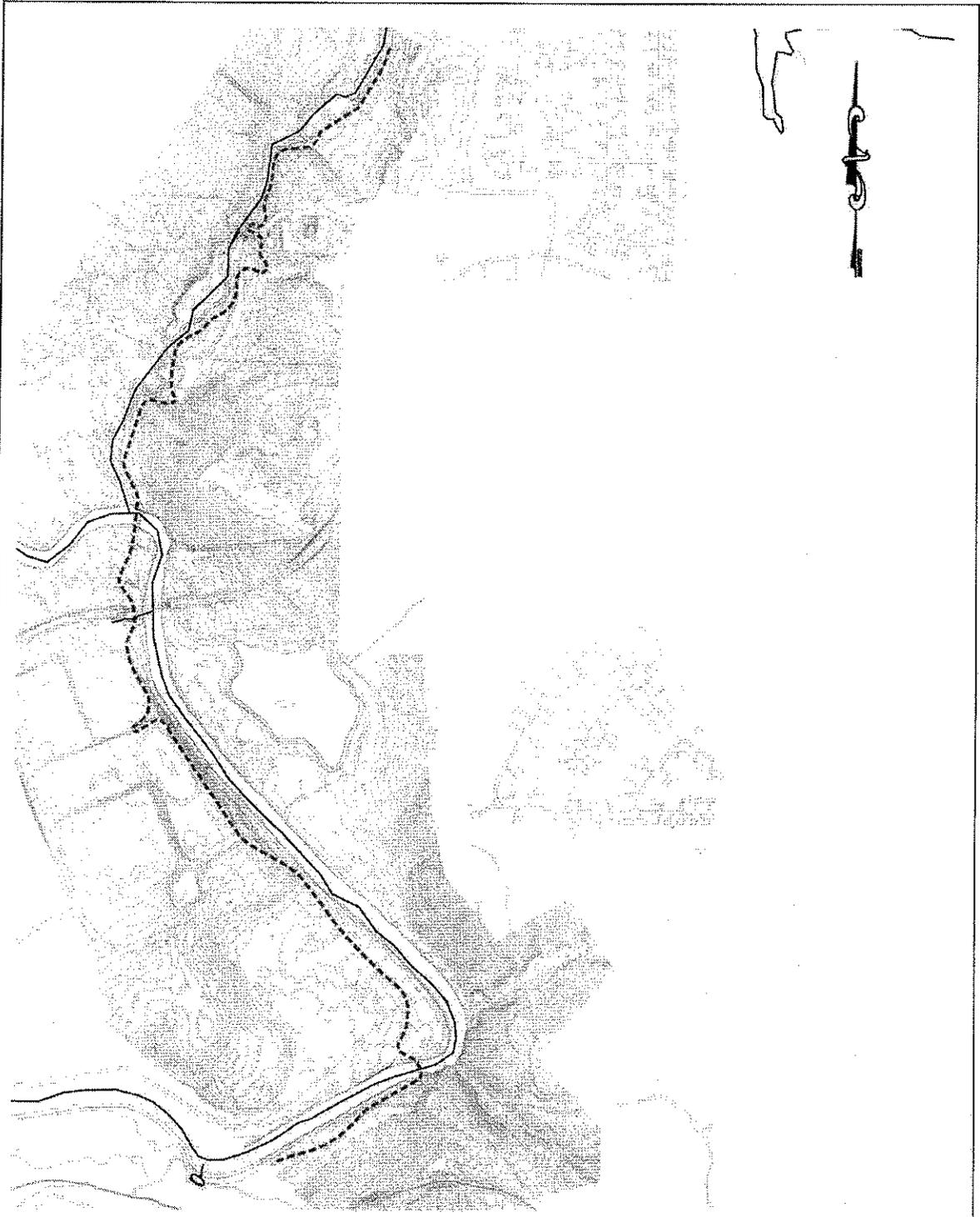
2

DATE 5-30-08	PROJECT NO. 1571-524	SCALE: 1"=2000'
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ENLARGEMENT OF CSHPP FUNDING LIMITS

	3090 Premiere Parkway Suite 200 Duluth, Georgia 30097 Phone: 770-813-0882 Fax: 770-813-0688		GDOT PROJECT NO. CSHPP-0007-00(592), P.I.#0007592	EXHIBIT 2A
	GDOT PROJECT TITLE: YELLOW RIVER TRAIL IN NEWTON COUNTY		DATE 5-30-08	PROJECT NO. 1571-524
			SCALE: 1"=1000'	



NEWTON COUNTY TOPO MAP



3090 Premiere Parkway
 Suite 200
 Duluth, Georgia 30097
 Phone: 770-813-0882
 Fax: 770-813-0688

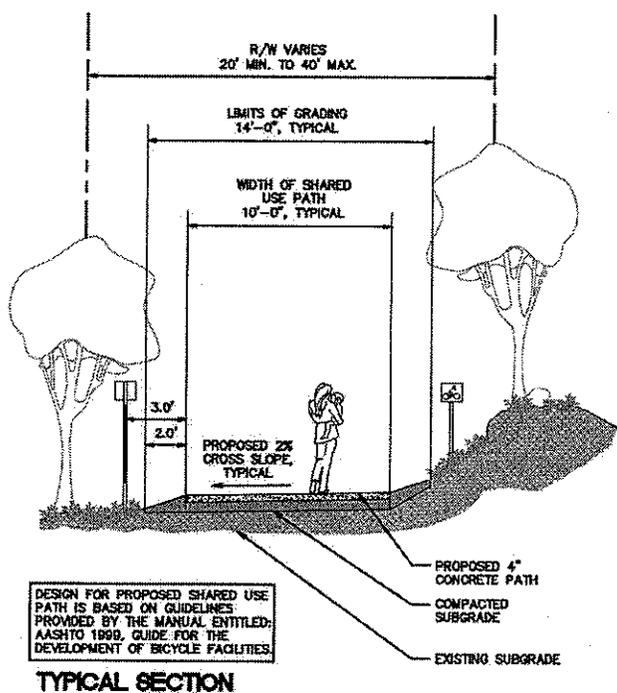
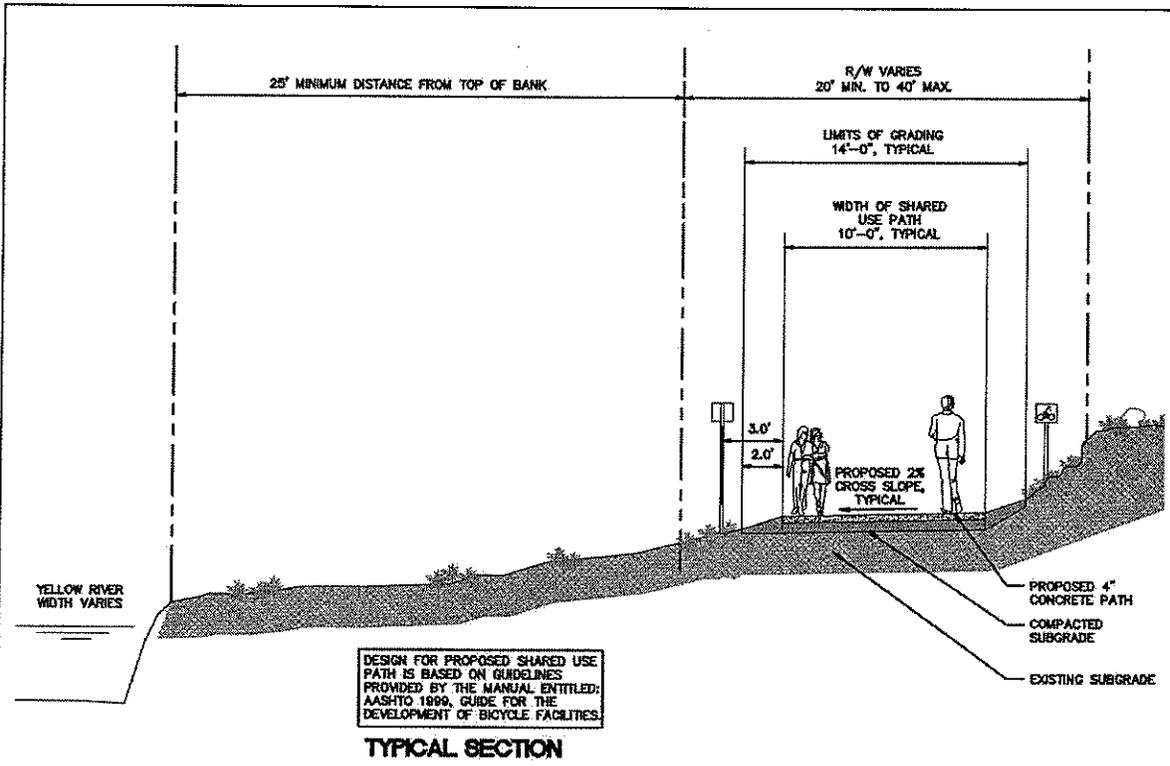
GDOT PROJECT NO.
 CSHPP-0007-00)592), P.I.#0007592

GDOT PROJECT TITLE:
 YELLOW RIVER TRAIL IN NEWTON COUNTY

DATE	PROJECT NO.	SCALE:
5-30-08	1571-524	N.T.S.

EXHIBIT

3



street SMARTS

3090 Premiere Parkway
Suite 200
Duluth, Georgia 30097
Phone: 770-813-0882
Fax: 770-813-0688

GDOT PROJECT NO. CSHPP-0007-00(592), P.I.#0007592		
GDOT PROJECT TITLE: YELLOW RIVER TRAIL IN NEWTON COUNTY		
DATE 5-30-08	PROJECT NO. 1571-524	SCALE: N.T.S.

EXHIBIT
4

Estimate Report for file "CSHPP-0007-00(592)"

Section Major Structures					
Item Number	Quantity	Units	Unit Price	Item Description	Cost
543-1100	1	Lump Sum	136000.00	Construction of Bridge 2 - Complete	136000.00
543-1100	11000	SF	10.00	Construction of Boardwalk - Complete	110000.00
543-1100	1	Lump Sum	190400.00	Construction of Bridge 1 - Complete	190400.00
641-1200	1700	LF	15.44	GUARDRAIL, TP W	26248.00
Section Sub Total:					\$462,648.00

Section Grading & Drainage					
Item Number	Quantity	Units	Unit Price	Item Description	Cost
201-1500	1	LS	15200.00	CLEARING & GRUBBING -	15200.00
210-0200	1	LM	7423.84	GRADING PER MILE	7423.84
543-1100	1	Lump Sum	244200.00	Total Cost for Installing & Maintaining Erosion Control Measures	244200.00
543-1100	1554	SF	35.00	Construction of Retaining Walls - Complete	54390.00
543-1100	1	Lump Sum	32000.00	Construction of Drainage - Complete	32000.00
Section Sub Total:					\$353,213.84

Section Paving					
Item Number	Quantity	Units	Unit Price	Item Description	Cost
150-0224	0	LM	1200.00	TRAFFIC CONTROL, SOLID TRAFFIC STRIPE, 5 IN, WHITE	0.00
543-1100	0	SY	40.00	4" Concrete Paving	0.00
Section Sub Total:					\$0.00

Subtotal Construction Cost	\$815,861.84
E&C Rate 15.0 %	\$122,379.28
Inflation Rate 0.0 % @ 0 Years	\$0.00
Total Construction Cost	\$938,241.12
Right Of Way	\$0.00
ReImb. Utilities	\$0.00
Grand Total Project Cost	\$938,241.12

Total Estimated Cost: \$815,861.84

ENGINEERING @ 5% - 40,793
 CONTINGENCY @ 6% - 51,399

TOTAL CONST. COST - 908,053 ←
 RIGHT-OF-WAY - 0.
 REIMB UTILITIES - 0.

TOTAL PROJECT COST - 908,053 ←

ADL
7/23/2008

NOTICE OF LOCATION AND DESIGN APPROVAL

Project Name	Project Number	P.I. Number	County
Yellow River Trail in Newton County	CSHPP-0007-00(592)	0007592	Newton

Notice is hereby given in compliance with Georgia Code 22-2-109 that the Georgia Department of Transportation has approved the Location and Design of this project.

The date of location and design approval is SEPTEMBER 8, 2008.

Descriptions of the Proposed Project:

This project is located in Newton County in the 7th and 8th U.S. Congressional District, in Land Lot 252 of the 9th District and Land Lots 98, 99, 126, 127, 128, 129, 130, 159, 161, and 162 of the 10th Land District of Newton County.

Descriptions of the Proposed Construction:

The proposed Multi-Use Trail along Turkey Creek and the Yellow River in Newton County will have a total length of approximately 2 miles. The proposed Multi-Use Trail will be constructed with a 10-foot wide, two-way, paved surface, with 2-foot shoulders.

Drawings or maps or plats of the proposed project, as approved, are on file and are available for public inspection at the Georgia Department of Transportation:

Bryan Gibbs, Area Engineer – Madison
Department of Transportation
1570 Bethany Road
Madison, Georgia 30650
(706) 343-5836
bgibbs@dot.ga.gov

Any interested party may obtain a copy of the drawings or maps or plats or portions thereof by paying a nominal fee and requesting in writing to:

GEORGE. M. BREWER
PRECONSTRUCTION ENGINEER
P.O. BOX 8
TENNILLE, GEORGIA 31089
478-552-4629
gbrewer@dot.ga.gov

Any written request or communication in reference to this project or notice should include the Project and P.I. Numbers as noted at the top of this notice.

AGREEMENT
BETWEEN
DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA
AND
NEWTON COUNTY
FOR
TRANSPORTATION FACILITY IMPROVEMENTS

This Framework Agreement is made and entered into this 21st day of October, 2006 by and between the DEPARTMENT OF TRANSPORTATION, an agency of the State of Georgia, hereinafter called the "DEPARTMENT", and Newton County, acting by and through its Board of Commissioners, hereinafter called the "LOCAL GOVERNMENT".

WHEREAS, the LOCAL GOVERNMENT has represented to the DEPARTMENT a desire to improve the transportation facility described in Attachment A, attached and incorporated herein by reference and hereinafter referred to as the "PROJECT"; and

WHEREAS, the LOCAL GOVERNMENT has represented to the DEPARTMENT a desire to participate in certain activities including the funding of certain portions of the PROJECT and the DEPARTMENT has relied upon such representations; and

WHEREAS, the DEPARTMENT has expressed a willingness to participate in certain activities of the PROJECT as set forth in this Agreement; and

WHEREAS, the Constitution authorizes intergovernmental agreements whereby state and local entities may contract with one another "for joint services, for the provision of services, or for the joint or separate use of facilities or equipment; but such contracts must deal with activities, services or facilities which the parties are authorized by law to undertake or provide." Ga. Const. Art. IX, §III, ¶(a).

NOW THEREFORE, in consideration of the mutual promises made and of the benefits to flow from one to the other, the DEPARTMENT and the LOCAL GOVERNMENT hereby agree each with the other as follows:

1. The LOCAL GOVERNMENT shall contribute to the PROJECT by funding all or certain portions of the PROJECT costs for the preconstruction engineering (design), utility relocations, right of way acquisitions and construction, as specified in Attachment A, attached hereto and incorporated herein by reference. Expenditures incurred by the LOCAL GOVERNMENT and eligible for reimbursement by the DEPARTMENT shall not be considered reimbursible to the LOCAL GOVERNMENT until the LOCAL GOVERNMENT receives a written notice to proceed for each phase of the PROJECT.

2. The DEPARTMENT shall contribute to the PROJECT by funding all or certain portions of the PROJECT costs for the preconstruction engineering (design) activities, right of way acquisitions or construction as specified in Attachment A.

3. It is understood and agreed by the DEPARTMENT and the LOCAL GOVERNMENT that the funding portion as identified in Attachment "A" of this Agreement only applies to the Preconstruction Engineering Activities.

4. The LOCAL GOVERNMENT shall be responsible for all costs for the continual maintenance and the continual operations of any and all sidewalks and the grass strip between the curb and gutter and the sidewalk within the PROJECT limits.

5. Both the LOCAL GOVERNMENT and the DEPARTMENT hereby acknowledge that Time is of the Essence. It is agreed that both parties shall adhere to the schedule of activities currently established in the approved Transportation Improvement Program/State Transportation Improvement Program (TIP/STIP). Furthermore, all parties shall adhere to the detailed project schedule as approved by the DEPARTMENT, attached as Attachment B and incorporated herein by reference. In the completion of respective commitments contained herein, if a change in the schedule is needed, the LOCAL GOVERNMENT shall notify the DEPARTMENT in writing of the proposed schedule change and the DEPARTMENT shall acknowledge the change through written response letter; provided that the DEPARTMENT shall have final authority for approving any change.

If, for any reason, the LOCAL GOVERNMENT does not produce acceptable deliverables in accordance with the approved schedule, the DEPARTMENT reserves the right to delay the project's implementation until funds can be re-identified for construction or right of way, as applicable.

6. The LOCAL GOVERNMENT shall certify that they have read and understands the regulations for "CERTIFICATION OF COMPLIANCES WITH FEDERAL PROCUREMENT REQUIREMENTS, STATE AUDIT REQUIREMENTS, AND FEDERAL AUDIT REQUIREMENTS" and will comply in full with said provisions.

7. The LOCAL GOVERNMENT shall accomplish all of the design activities for the PROJECT. The design activities shall be accomplished in accordance with the DEPARTMENT's Plan Development Process, the applicable guidelines of the American Association of State Highway and Transportation Officials, hereinafter referred to as "AASHTO", the DEPARTMENT's Standard Specifications Construction of Transportation Systems, the DEPARTMENT's Plan Presentation Guide, PROJECT schedules, and applicable guidelines of the DEPARTMENT. The LOCAL GOVERNMENT responsibility for design shall include, but is not limited to the following items:

a. Prepare the PROJECT concept report in accordance with the format used by the DEPARTMENT. The concept for the PROJECT shall be developed to accommodate the future traffic volumes as generated by the LOCAL GOVERNMENT as provided for in paragraph 7b and approved by the

DEPARTMENT. The concept report shall be approved by the DEPARTMENT prior to the LOCAL GOVERNMENT beginning further development of the PROJECT plans. It is recognized by the parties that the approved concept may be modified by the LOCAL GOVERNMENT as required by the DEPARTMENT and re-approved by the DEPARTMENT during the course of design due to public input, environmental requirements, or right of way considerations.

b. Develop the PROJECT base year (year facility is expected to be open to traffic) and design year (base year plus 20 years) traffic volumes. This shall include average daily traffic (ADT) and morning (am) and evening (pm) peak hour volumes. The traffic shall show all through and turning movement volumes at intersections for the ADT and peak hour volumes and shall indicate the percentage of trucks expected on the facility.

c. Validate (check and update) the approved PROJECT concept and prepare a PROJECT Design Book for approval by the DEPARTMENT prior to the beginning of preliminary plans.

d. Prepare environmental studies, documentation, and reports for the PROJECT that show the PROJECT is in compliance with the provisions of the National Environmental Protection Act and Georgia Environmental Protection Act, as appropriate to the PROJECT funding. This shall include any and all archaeological, historical, ecological, air, noise, underground storage tanks (UST), and hazardous waste site studies required as well as any environmental reevaluations required. The LOCAL GOVERNMENT shall

submit to the DEPARTMENT all environmental documents and reports for review and approval by the DEPARTMENT and the FHWA.

e. Prepare all public hearing and public information displays and conduct all required public hearings and public information meetings in accordance with DEPARTMENT practice.

f. Perform all surveys, mapping, soil investigation studies and pavement evaluations needed for design of the PROJECT.

g. Perform all work required to obtain project permits, including, but not limited to, US Army Corps of Engineers 404 and Federal Emergency Management Agency (FEMA) approvals. These efforts shall be coordinated with the DEPARTMENT.

h. Prepare the PROJECT drainage design including erosion control plans and the development of the hydraulic studies for the Federal Emergency Management Agency Floodways and acquisition of all necessary permits associated with the drainage design.

i. Prepare traffic studies, preliminary construction plans including a cost estimate for the Preliminary Field Plan Review, preliminary and final utility plans, preliminary and final right of way plans, staking of the required right of way, and final construction plans including a cost estimate for the Final Field Plan Review, erosion control plans, lighting plans, traffic handling plans, and construction sequence plans and specifications including special provisions for the PROJECT.

j. Provide certification, by a Georgia Registered Professional Engineer, that the construction plans have been prepared under the guidance of the

professional engineer and are in accordance with AASHTO and DEPARTMENT guidelines.

k. Failure of the LOCAL GOVERNMENT to follow the DEPARTMENT's Plan Development Process will jeopardize the use of Federal funds in some or all of the categories outlined in this Agreement, and it shall be the responsibility of the LOCAL GOVERNMENT to make up the loss of that funding.

8. All Primary Consultant firms hired by the LOCAL GOVERNMENT to provide services on the PROJECT shall be prequalified with the DEPARTMENT in the appropriate area-classes. The DEPARTMENT shall, on request, furnish the LOCAL GOVERNMENT with a list of prequalified consultant firms in the appropriate area-classes.

9. The PROJECT construction and right of way plans shall be prepared in English units.

10. All drafting and design work performed on the project shall be done utilizing Microstation and CAICE software respectively, and shall be organized as per the Department's guidelines on electronic file management.

11. The DEPARTMENT shall review and has approval authority for all aspects of the PROJECT provided however this review and approval does not relieve the LOCAL GOVERNMENT of its responsibilities under the terms of this

agreement. The DEPARTMENT will work with the FHWA to obtain all needed approvals as deemed necessary with information furnished by the LOCAL GOVERNMENT.

12. The LOCAL GOVERNMENT shall be responsible for the design of all bridge(s) and preparation of any required hydraulic and hydrological studies within the limits of this PROJECT in accordance with the DEPARTMENT's policies and guidelines. The LOCAL GOVERNMENT shall perform all necessary survey efforts in order to complete the design of the bridge(s) and prepare any required hydraulic and hydrological studies. The final bridge plans shall be incorporated into this PROJECT as a part of this Agreement.

13. The LOCAL GOVERNMENT shall follow the DEPARTMENT's procedures for identification of existing and proposed utility facilities on the PROJECT. These procedures, in part, require all requests for existing, proposed, or relocated facilities to flow through the DEPARTMENT's Project Liaison and the District Utilities Engineer.

14. The LOCAL GOVERNMENT shall address all railroad concerns, comments, and requirements to the satisfaction of the DEPARTMENT.

15. If the right of way phase is 100% local funding with no Federal or State reimbursement, upon the DEPARTMENT's approval of the project right of way plans, verification that the approved environmental document is current, which shall

mean that the approval of the environmental document occurred within six (6) months of the approval notice by the DEPARTMENT's for project right of way plans, and delivery of a written notice to proceed, the LOCAL GOVERNMENT may proceed with the acquisition of the necessary right of way for the PROJECT. If the right of way phase involves federal and/or state funding reimbursement, upon the Department's approval of the project right of way plans, the Local Government may proceed with all pre-acquisition right of way activities, however, property negotiation and acquisition cannot commence until right of way funding authorization is approved. Right of way acquisition shall be in accordance with the law and the rules and regulations of the FHWA including, but not limited to, Title 23, United States Code; 23 CFR 710, et. Seq., and 49 CFR Part 24 and the rules and regulations of the DEPARTMENT and in accordance with the "Contract for the Acquisition of Right of Way" to be prepared by the Office of Right of Way and executed between the LOCAL GOVERNMENT and the DEPARTMENT prior to the commencement of any right of way activities. Failure of the LOCAL GOVERNMENT to adhere to the provisions and requirements specified in the acquisition contract may result in the loss of Federal funding for the PROJECT and it will be the responsibility of the LOCAL GOVERNMENT to make up the loss of that funding. In the event the LOCAL GOVERNMENT is to receive reimbursement of all or part of the acquisition funding, reimbursable right of way costs are to include land and improvement costs, property damage values, relocation assistance expenses and contracted property management costs. Non reimbursable costs include administrative expenses such as appraisal, consultant, attorney fees and any in-house property management or staff expenses. All required right of way shall be obtained and cleared of

obstructions, including underground storage tanks, prior to advertising the PROJECT for bids. The LOCAL GOVERNMENT shall further be responsible for making all revisions to the approved right of way plans, as deemed necessary by the DEPARTMENT, for whatever reason, as needed to purchase the required right of way.

16. Upon completion and approval of the PROJECT plans, certification that all needed rights of way have been obtained and cleared of obstructions, and certification that all needed permits for the PROJECT have been obtained by the LOCAL GOVERNMENT the PROJECT shall be let for construction. The DEPARTMENT, unless shown otherwise on Attachment A, shall be solely responsible for securing and awarding the construction contract for the PROJECT.

17. The LOCAL GOVERNMENT shall review and make recommendations concerning all shop drawings prior to submission to the DEPARTMENT. The DEPARTMENT shall have final authority concerning all shop drawings.

18. The LOCAL GOVERNMENT agrees that all reports, plans, drawings, studies, specifications, estimates, maps, computations, computer diskettes and printouts, and any other data prepared under the terms of this Agreement shall become the property of the DEPARTMENT if required. This data shall be organized, indexed, bound, and delivered to the DEPARTMENT no later than the advertisement of the PROJECT for letting. The DEPARTMENT shall have the right

to use this material without restriction or limitation and without compensation to the LOCAL GOVERNMENT.

19. The LOCAL GOVERNMENT shall be responsible for the professional quality, technical accuracy, and the coordination of all designs, drawings, specifications, and other services furnished by or on behalf of the LOCAL GOVERNMENT pursuant to this Agreement. The LOCAL GOVERNMENT shall correct or revise, or cause to be corrected or revised, any errors or deficiencies in the designs, drawings, specifications, and other services furnished for this PROJECT. Failure by the LOCAL GOVERNMENT to address the errors or deficiencies within 30 days shall cause the LOCAL GOVERNMENT to assume all responsibility for construction delays caused by the errors and deficiencies. All revisions shall be coordinated with the DEPARTMENT prior to issuance. The LOCAL GOVERNMENT shall also be responsible for any claim, damage, loss or expense, to the extent allowed by law that is attributable to errors, omissions, or negligent acts related to the designs, drawings, specifications, and other services furnished by or on behalf of the LOCAL GOVERNMENT pursuant to this Agreement.

This Agreement is made and entered into in FULTON COUNTY, GEORGIA, and shall be governed and construed under the laws of the State of Georgia.

The covenants herein contained shall, except as otherwise provided, accrue to the benefit of and be binding upon the successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the DEPARTMENT and the LOCAL GOVERNMENT have caused these presents to be executed under seal by their duly authorized representatives.

RECOMMENDED:

LOCAL GOVERNMENT NAME

Michael L. Thomas
Michael L. Thomas, PE
District Engineer, District Two

BY: Caron Vann
Name
Title

[Signature]
Director of Preconstruction

Signed, sealed and delivered this 10 day of September, 2006 in the presence of:

David E. Stutts
Chief Engineer

Kay Blevins
Witness

DEPARTMENT OF TRANSPORTATION

Notary Public, Newton County, Georgia
My Commission Expires March 23, 2009
Notary Public

BY: Buddy [Signature]
Commissioner ELM

This Agreement approved on the 18 day of August, 2006

ATTEST:
[Signature]
Treasurer CAF

[Signature]
City/County Clerk (as appropriate)

REVIEWED AS TO LEGAL FORM:
[Signature] 10.10.06
Office of Legal Services

FEIN: 58-6000 870

REVIEWED BY COUNTY ATTORNEY

Signature [Signature] Date 9/18/06

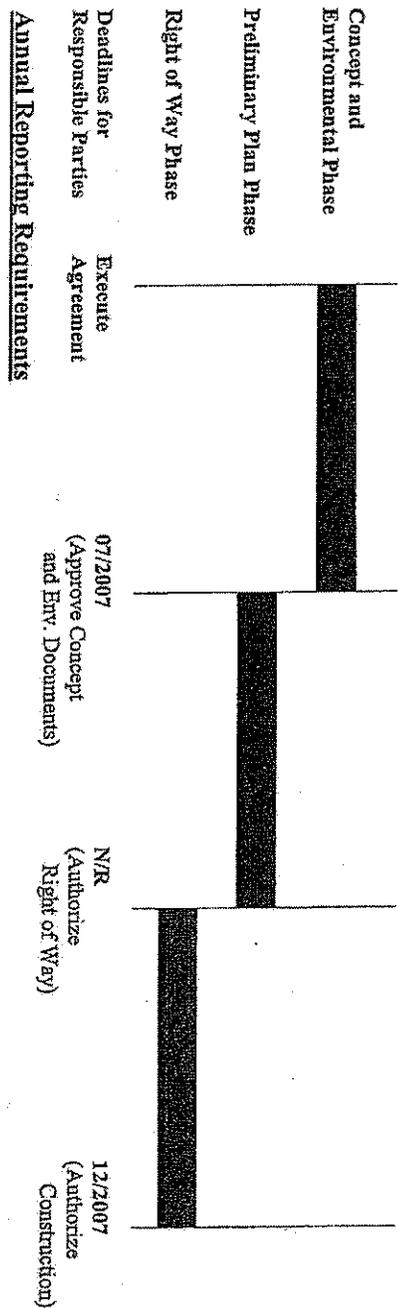
ATTACHMENT 'A'
Project Number: CSHP-0007-00(592) - Newton County

Project (PI#, Project #, Description)	Work Type	Preliminary Engineering		Right of Way		Construction		Utilities Relocation Costs
		Funding	Design	Funding	Acquisiti on	Funding	Letting	
PI# 0007592 CSHP-0007-00(592) Sidewalks, Lighting & Landscaping in Newton Co.	Sidewalks	Federal = \$75,000 Local = \$18,750 >\$93,750 = 100% Local	Local	N/R	N/R	Federal = \$675,000 Local = \$168,750 >\$843,750 = 100% Local	Local	100% County

Note: 1. Maximum allowable GDOT reimbursable amount may be shown above in lieu of percentages when applicable. Local Government will only be reimbursed the percentage of the incurred invoiced amounts up to but not to exceed the maximum amount indicated.
 2. Cash participation limits may be shown above in lieu of percentages when applicable.

ATTACHMENT "B"
0007592 - Newton County

Proposed Project Schedule



Annual Reporting Requirements

The Local Government shall provide a written status report to the Department's Project Manager with the actual phase completion date(s) and the percent complete/proposed completion date of incomplete phases. The written status report shall be received by the Department no later than the first day of February of every calendar year until all phases have been completed.

Training Certification Requirement

The Local Government shall provide a written certification that all appropriate staff (employees and consultants) involved in the Project have attended or are scheduled to attend the Department's Plan Development Process Training Course. The written certification shall be received by the Department no later than the first day of February of every calendar year until all phases have been completed.

**Georgia Department of Transportation
 Yellow River Trail in Newton County
 CSHPP-0007-00(592)
 Project P.I. Number: 0007592
 Newton County
 Concept Team Meeting Minutes
 July 7, 2008, 10:30 AM**

Attendees:

Name	Organization	Phone	E-mail Address
Vonda Everett	GDOT, Dist. 2, Planning	478-552-4631	veverett@dot.ga.gov
George Brewer	GDOT, Dist 2, Construction	478-552-4629	gbrewer@dot.ga.gov
Jay Scott	Street Smarts	770-813-0882	jays@streetsmarts.us
Melissa Dion	Street Smarts	770-813-0882	melissad@streetsmarts.us

Location: Newton County Courthouse, Covington, Georgia

Jay Scott kicked the meeting off and then everyone introduced themselves and their primary role for the project.

Vonda Everett read the draft concept report for CSHPP-0007-00(592). The following items were discussed and need to be removed, addressed or modified in the report.

- Replace SIDEWALKS; LIGHTING & LANDSCAPING IN NEWTON COUNTY on all sheets and plans to read: Yellow River Trail in Newton County.
- Replace State Consultant Design and Program Delivery Engineer with District Engineer on Page 1.
- In the Project Description paragraph replace 4.75 miles with 2 miles on Page 2.
- Eliminate paragraphs 3 and 5 on Page 2.
- Add N/A to Functional Classification on Page 3.
- Add N/A to Traffic on Page 3.
- Under Project Responsibilities, replace Newton County and Contractor with Newton County for Relocation of Utilities on Page 5.
- Under Coordination, add July 7, 2008 as the Concept meeting date on Page 5.
- Under Coordination, add None for Public Involvement on Page 5.
- Under Coordination, add None for Local Government Comments on Page 5.
- Under Coordination add TE-0004-00(709), TE-0008-00(186), and P.I. 231220 under Other Projects in the area on page 5.
- Under Attachments, add number 8, Concept Team Meeting Minutes to page 6.
- Revise GDOT project title on Exhibits 1, 2, 2A, 3 and 4.
- Revise graphics on Exhibits 1, 2 and 2A to show the trail more clearly.
- Under Notice of Location and Design Approval, Revise Project Name from Sidewalks; Lighting and Landscaping in Newton County to Yellow River Trail in Newton County on page 13.
- Under Description of the Proposed Construction replace 4.85 miles with 2 miles, on Page 13.

In addition to the items listed above the following items were discussed and need to be addressed prior to approval of this report:

- Property needs to be in Newton County's name as they are the sponsor. Vonda Everett and George Brewer to verify with Michelle Lindberg that Newton County needs Right-of-Way acquisition in lieu of temporary and permanent easements.
- Newton County must provide a letter to GDOT stating they will be responsible for the relocation of any impacted utilities.
- Revise graphics and modify text as mentioned above.

The meeting was adjourned at 11:30 A.M.